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RCE/1700

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Commissioner for Patents  
Box RCE  
Washington, DC 20231

Application Number	09/856,452
Filing Date	May 22, 2001
First Named Inventor	Tebbe
Art Unit	1771
Examiner Name	Zirker, Daniel
Attorney Docket Number	011104-OST

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TC 1700

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

## 1. Submission required under 37 CFR 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17 (i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 CFR 1.17 (e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0545
- i. ☒ RCE fee required under 37 CFR 1.17 (e) 09/23/2003 HGBREH1 00000027 09856452
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:2801 375.00 OP  
02 FC:2253 465.00 OP
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Check in the amount of \$ 840.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Jacob D. Keating	Registration No. (Attorney/Agent)	51890
Signature		Date	September 17, 2003

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Jacob D. Keating	Date	September 17, 2003
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.



IN THE  
UNITED STATES  
PATENT AND TRADEMARK OFFICE

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TC 1700

IN RE APPLICATION OF: Tebbe

CASE: 011104

SERIAL NO.: 09/856,452

FILED ON: May 22, 2001

FOR: REPAIR MATERIAL FOR  
DAMAGED PAINTED  
SURFACES

THREE-MONTH  
EXTENSION OF TIME

COMMISSIONER  
FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

ATTENTION OF:  
AU 1771

EXAMINER:  
Zirker, D.

Dear Sir:

If any charges or fees must be paid in connection with the following communication, they may be paid out of our Deposit Account No. 50-0545.

In accordance with 37 C.F.R. Section 1.136, Applicant respectfully requests an extension of the period in which to file the response to the Office Action mailed March 17, 2003, regarding the above-identified patent application, for an additional three months, from June 17, 2002, up to and including September 17, 2003.

In accordance with 37 C.F.R. Section 1.136, Applicant respectfully submits that a response was originally required to be filed on June 17, 2003, a period of three months from the mailing date of the Office Action; that the above-identified patent application is

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Chicago, IL 60607  
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Mark W. Scott

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not involved in an interference proceeding; and that the Applicant herewith submits the three-month small entity Extension of Time fee of \$465.00, pursuant to 37 C.F.R.

Section 1.17(a).

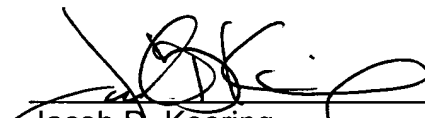
Applicant accordingly petitions for acceptance of the presently requested three-month extension of time.

Should anything further be required, a telephone call to the undersigned, at (312) 226-1818, is respectfully invited.

Respectfully submitted,

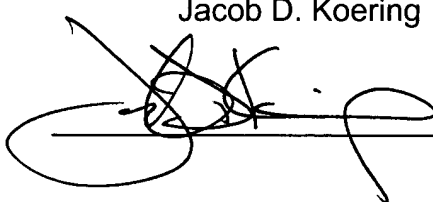
FACTOR & PARTNERS, LLC

Dated: September 17, 2003

  
\_\_\_\_\_  
Jacob D. Koering  
One of Attorneys for Applicant

#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 17, 2003.

Jacob D. Koering  
  
\_\_\_\_\_